

18

**Rajasthan Land Revenue (Permanent Allotment of
Evacuee Agricultural Lands) Rules, 1963**

CONTENTS

Rule No.	Particulars	Page No.
1.	Short title and Commencement	154
2.	Interpretations	154
3.	Scope of the Rules	155
4.	Rights not be acquired except under these Rules	155
5.	Terms and conditions of permanent allotment	155
5A.	Terms and conditions of Regularization and revalidation	156
6.	Disposal of certain lands by public auction and allotment	157
7.	Grant of Sanad	158
	Form of Sanad	159

18

1 Rajasthan Land Revenue (Permanent Allotment of Evacuee Agricultural Lands) Rules, 1963

Whereas certain agricultural lands of Muslim evacuees situated in the districts of Alwar and Bharatpur were declared, or are deemed to have been declared, as evacuee property under the administration of evacuee Property Act, 1950 (Central Act 13 of 1950);

And whereas the said lands were allotted by the Custodian of Evacuee Property to non-claimant displaced persons, as a measure of rehabilitation, for temporary cultivation;

And whereas the said lands were subsequently acquired by the Central Government by Notification No. 2[S. III/5 (14) 55], dated the 6th April, 1955 issued in exercise of the powers conferred by Sec. 12 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (Central Act 44 of 1954);

And whereas Khatedar rights under the Rajasthan Tenancy Act, 1955 (Rajasthan Act 3 of 1955) have not accrued to the occupants of the said lands;

And whereas, with a view to assist the said non-claimant displaced persons in their permanent rehabilitation on the said lands, the Rajasthan State Government has got the said lands transferred to it from out the Compensation pool on payment of an *ad hoc* sum of rupees one crore to the Central Government;

And whereas, it is desirable to make rules for the permanent allotment of the said lands to the persons and the conferment of rights therein.

Now, therefore, in exercise of the powers conferred by Section 261 of the Rajasthan Land Revenue Act, 1956 (Rajasthan Act 15 of 1956), read with Section 101 and 102 of the said Act and the proviso to Section 34 of the Rajasthan Tenancy Act, 1955 (Rajasthan Act 3 of 1955), and all other powers enabling it in this behalf, the State Government hereby makes the following rules namely—

Rule 1. Short title and Commencement.—(1) These rules may called the Rajasthan Land Revenue (Permanent Allotment of Evacuee Agricultural Lands) Rules, 1963.

(2) They shall come into force at once.

Rule 2. Interpretations.—In these rules, unless the context otherwise requires—

(1) “displaced persons” means a person as defined in clause (b) of Section 2 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (Central Act 44 of 1954);

³[(1A) ‘Market price’ shall mean such price as determined by District Level Committee (DLC) constituted under clause (b) of sub-rule (1) of rule 2 of the Rajasthan Stamp Rules, 2004;

1. Pub. in Raj. Govt. Gaz., Part 4(ga), dated 11-4-1963.

2. Substituted vide Noti. No. F. 3 1(15) R & R/61/dated 18-11-1963, Pub. in Raj. Govt. Gaz., Part 4(ga), dated 20-2-1964.

3. Inserted vide Noti. No. F-6(5) Rev.-6/96 Pt. /46, dated 28-11-2004. Pub. in Raj. Govt. Gaz. Part IV-C, dated 13-12-2004.

- (1B) ‘Advisory Committee’ means, a Committee formed under rule 13 of the Rajasthan Land Revenue (Allotment of Land for Agricultural Purposes) Rules, 1970.”]
- (2) “non claimant displaced person” means a displaced person who has not got a verified claim and includes person who had got his claim verified on the basis of rehabilitation grant application filed on or after 8-5-1961;
- (3) “standard acre” has the same meaning as in clause (g) of Rule 2 of the Displaced Persons (Compensation and Rehabilitation) Act, 1955;
- (4) “verified claim” means a claim as defined in clause (e) of Section 2 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (Central Act 44 of 1954);
- (5) words and expression defined in the Rajasthan Tenancy Act, 1955 (Rajasthan Act 3 of 1955) and the Rajasthan Land Revenue Act, 1956 (Rajasthan Act 15 of 1956) shall wherever used in these rules, be construed to have the meanings assigned to them by those Acts.

Rule 3. Scope of the rules.—These rules shall govern the permanent allotment of, and the accrual of Khatedari rights in agricultural lands situated in the [State of Rajasthan] that were declared, or are deemed to have been declared, as evacuee property under the Administration of Evacuee Property Act, 1950 (Central Act 31 of 1950) and that were subsequently acquired by the Government of India by a notification issued in exercise of powers conferred by Section 12 of the displaced Persons (Compensation and Rehabilitation) Act, 1954 (Central Act 44 of 1954) and that have now been transferred to the Rajasthan Government on Payment of an agreed price, for allotment to non-claimant displaced persons, and other persons, hereafter in these rules referred to as “the lands to which these rules apply.

Rule 4. Rights not be acquired except under these rules.—No non-claimant displaced person, or a displaced person of any other class, or any person, in temporary occupation of any land to which these rules apply shall acquire any right, title or interest therein except under and in accordance with the provisions of these rules.

Rule 5. Terms and conditions of permanent allotment.—The permanent allotment of the lands to which these rules apply shall be subject to the following terms and conditions namely—

- (1) The allottee shall acquire khatedari rights in the land only if he fulfils each and everyone of the terms and conditions hereafter specified.
- (2) The allottee shall pay the price of the land at the rate of Rupees one hundred and fifty per standard acre either in one lump-sum within one month of the commencement of these rules, or in ten equated yearly instalments, in which case interest at the rate of seven per cent, per annum will have to be paid.
- (3) In addition to the price of the land, the allottee shall be liable to pay and shall pay on the due date the assessed land revenue or rent,

1. Substituted vide Noti. No. F-6(5) Rev.-6/96 Pt. /46, dated 28-11-2004. Pub. in Raj. Gaz. Part IV-C, dated 13-12-2004.